## IN THE UNITED STATES PATENT AND TRADEWARK OFFICE

		Certificate of Mailing L	Inder 37 CFR	<u>1.8</u>	
Inven	tor:	Rump et al.	)		
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For:		od And Device for Generating An	)	Docket No.:	13189.136
			)		
Filing	Date:	August 16, 2001	)	Examiner:	Unknown
	<b></b> .		)	<b>.</b>	
Patent Application Serial No. 09/913,695			)	Group Art Ur	nit: Unknown

I hereby certify that this correspondence, along with all papers referred to as being enclosed or attached, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to PCT Legal Office, Box PCT, Assistant Commissioner for Patents, Washington, DC 20231.

april 1, 2002

Plaine C. Von Spreckelsen

PCT LEGAL OFFICE BOX PCT ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, DC 20231

Sir:

This Request For Reconsideration is filed in response to the Decision On Petition Under 37 CFR 1.47(a) mailed March 6, 2002. A copy of the Decision is enclosed.

## REQUEST FOR RECONSIDERATION

On page 3 of the Decision On Petition Under 37 CFR 1.47(a) mailed March 6, 2002, the examiner states "the Supplement was not signed by a person who has firsthand knowledge of the details as required by the MPEP. Therefore, the Supplement will not be considered. Moreover, the documentary evidence is in German without an accompanying English translation and also will not be considered."

Enclosed please find a copy of the faxed Supplement To Statement Of Facts signed by Mr. Fritz Schoppe, the German attorney handling the instant application. Also enclosed

Doc. 5419

Serial No. 09/913,695
Request For Reconsideration in response to
Decision mailed 3/6/02

Page 1

are the English translations of the four documents listed in the Supplement To Statement Of Facts.

While the petition was being considered, Mr. Niels Rump, the inventor, contacted the office of the German patent attorney with his current mailing address. Therefore, a Combined Declaration And Power Of Attorney was prepared, and the executed document is enclosed. Since the document would be late without the allowance of the petition, this request for reconsideration of the petition is also being enclosed.

Since this is a situation the undersigned attorney has never before encountered, if everything needed to provide a filing date as of August 16, 2001 is not enclosed, please call the undersigned attorney.

For the reasons given above, the entrance of the instant application and its reconsideration is respectfully requested. The late entry fee in the amount of \$130.00 is enclosed. If any additional fee is due, please charge it to Deposit Account No. 50-1848.

Respectfully submitted, PATTON BOGGS LLP

By:

Carl A. Forest, Registration No. 28,494

Telephone: 303-379-1114 Facsimile: 303-379-1155 **Customer No.: 24283** 

Doc. 5419

PTO/SB/17 (12/99)
Approved for use through 09/30/2000. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE officetion of information unless it displays a valid OMB control number. Under the Paperwork Reduction Act of 1995, no persons are required to res

## FEE TRANSMITTAL

Patent fees are subject to annual revision. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT

(\$)130.00

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Complete if Known				
Application Number	09/913,695			
Filing Date	August 16, 2001			
First Named Inventor	Niels Rump			
Examiner Name	Unknown			
Group / Art Unit	Unknown			
Attorney Docket No.	13189.136			

METHOD OF PAYMENT (check one)	FEE CALCULATION (continued)					
1. X The Commissioner is hereby authorized to charge indicated fees and credit any overnayments to	3. ADDITIONAL FEES					
indicated fees and credit any overpayments to:	Large Entity Small Entity Fee Fee Fee Fee Foo Description	F D-14				
Deposit Account 50_1848	Code (\$) Code (\$)	Fee Paid				
Account Number 50-1848	105 130 205 65 Surcharge - late filing fee or oath	130.00				
Deposit	127 50 227 25 Surcharge - late provisional filing fee or cover sheet.					
Account Name Patton Boggs LLP	139 130 139 130 Non-English specification	0.00				
X Charge Any Additional Fee Required	147 2,520 147 2,520 For filing a request for reexamination	0.00				
Under 37 CFR §§ 1.16 and 1.17	112 920* 112 920* Requesting publication of SIR prior to	0.00				
2. Payment Enclosed:	Examiner action	0.00				
Check Money Other	113 1,840* 113 1,840* Requesting publication of SIR after Examiner action	0.00				
FEE CALCULATION	115 110 215 55 Extension for reply within first month	0.00				
	116 380 216 190 Extension for reply within second month	0.00				
1. BASIC FILING FEE Large Entity Small Entity	117 870 217 435 Extension for reply within third month	0.00				
Fee Fee Fee Fee Description	118 1,360 218 680 Extension for reply within fourth month	0.00				
3000 (4) 3000 (4)	128 1,850 228 925 Extension for reply within fifth month	0.00				
i	119 300 219 150 Notice of Appeal	0.00				
106 310 206 155 Design filing fee	120 300 220 150 Filing a brief in support of an appeal	0.00				
107 480 207 240 Plant filing fee	121 260 221 130 Request for oral hearing	0.00				
108 690 208 345 Reissue filing fee	138 1,510 138 1,510 Petition to institute a public use proceeding	0.00				
114 150 214 75 Provisional filing fee	140 110 240 55 Petition to revive - unavoidable	0.00				
SUBTOTAL (1) (\$)	141 1,210 241 605 Petition to revive - unintentional	0.00				
2. EXTRA CLAIM FEES	142 1,210 242 605 Utility issue fee (or reissue)					
Fee from Extra Claims below Fee Paid	143 430 243 215 Design issue fee					
Total Claims -20** = X = 0	144 580 244 290 Plant issue fee					
Independent - 3** = X = 0	122 130 122 130 Petitions to the Commissioner	0.00				
Multiple Dependent	123 50 123 50 Petitions related to provisional applications					
**or number previously paid, if greater, For Reissues, see below	126 240 126 240 Submission of Information Disclosure Stmt	0.00				
Large Entity Small Entity Fee Fee Fee Fee Fee Description	581 40 581 40 Recording each patent assignment per	0.00				
Code (\$) Code (\$)	property (times number of properties)	0.00				
103 18 203 9 Claims in excess of 20 102 78 202 39 Independent claims in excess of 3	146 690 246 345 Filing a submission after final rejection (37 CFR § 1.129(a))	0.00				
104 260 204 130 Multiple dependent claim, if not paid	149 690 249 345 For each additional invention to be					
109 78 209 39 ** Reissue independent claims	examined (37 CFR § 1.129(b))	0.00				
over original patent	Other fee (specify)	0.00				
110 18 210 9 ** Reissue claims in excess of 20 and over original patent	Other fee (specify)	0.00				
SUBTOTAL (2) (\$) 0.00	Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 13	0.00				
SUBMITTED BY Complete (if applicable)						

SUBMITTED BY				Complete (if applicable)		
Name (Print/Type)	Carl A. Forest	Registration No. (Attorney/Agent)	28,494	Telephone	303-,379-1114	
Signature	Of G M			Date	4/1/02	
	WARNING:					

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

PTO/SB92 (08-00)

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## Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

> PCT LEGAL OFFICE BOX PCT Assistant Commissioner for Patents Washington, D.C. 20231

on	April 1, 2001 Date
	Elaine C. Von Sprecheben
•	Signature
	Elaine C. VonSpreckelsen
	Typed or printed name of person of signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

The following papers listed below are submitted:

- 1. Request For Reconsideration (2 pages)
- 2. Copy of Decision On Petition Under 37 CFR 1.47(a) (3 pages)
- 3. Faxed copy of executed Supplement To Statement Of Facts with English translations attached (5 pages)
- 4. Combined Declaration And Power Of Attorney (3 pages)
- 5. Fee Transmittal Form PTO/SB/17 (2 for a total of 2 pages)

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